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# Moroccan Police Official Will Be Tried in France

By Waverley Root

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PARIS, Dec. 1 — The French Appeals Court ruled today that Moroccan Interior Minister General Mohamed Oufkir and Lt. Col. Ahmed Dlimi, deputy director of the Moroccan secret police, can legally be tried by a French court for their alleged participation in the kidnaping in Paris and possible murder of Moroccan opposition leader Mehdi Ben Barka.

Dlimi was returned to Sante Prison, where he has been held since he came to France and surrendered to police Oct. 19. His lawyers immediately filed a plea for his release on the grounds that the Franco-Moroccan Treaty on Judicial Questions gives each country exclusive jurisdiction over crimes committed by its citizens, even on the other's territory.

One theory had been that by appearing in France to challenge the competence of the court, Dlimi would get Oufkir off the hook if he succeeded. Oufkir did not risk coming to France. But Dlimi did not succeed, and it may be that the unexpected surprise injected into the case yesterday was no help to him.

This was the statement by Dlimi's fellow-prisoner Antoine Lopez that he had lied about the extent of Moroccan participation in Ben Barka's kidnaping, and especially on the role played by Dlimi, whom he now says was, not present.